

**PROCEEDINGS OF THE CITY-PARISH COUNCIL MEETING OF THE CITY-PARISH OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF OCTOBER 7, 2003.**

**ATTENDANCE**

**COUNCIL:** Jerry Trumps (Chair - District 6), Robert Castille (Vice Chair - District 2), Bobby Badeaux (District 1), Louis C. Benjamin, Jr. (District 4), Lenwood Broussard (District 5), Marc Mouton (District 7), Rob Stevenson (District 8), Randy Menard (District 9)

**ABSENT:** Chris Williams (District 3)

**COUNCIL STAFF:** Norma Dugas (Clerk of the Council), Veronica Williams (Assistant Clerk of the Council) and Monica Fontenot (Administrative Assistant)

**ADMINISTRATIVE STAFF:** Walter Comeaux (City-Parish President), Glenn Weber (CAO), Steve Dupuis (City-Parish Attorney), Benny Soulier (Director of Administrative Services), Chief Robert Benoit (Fire Department), Chief Ronnie Boudreaux (Police Department), Gerald Boudreaux (Director of Parks & Recreation), Becky Lalumia (Director of Finance & Management), Terry Huval (Director of Utilities), Tim Breaux (Director of Community Development)

**COMMENCEMENT**

(TAPE 1)(SIDE A)(127)AGENDA ITEM NO. 1: Call to order.

Chair Jerry Trumps called the Regular Council Meeting of October 7, 2003 to order.

(TAPE 1)(SIDE A)(129)AGENDA ITEM NO. 2: Invocation and Pledge of Allegiance.

Councilmember Marc Mouton was called upon to deliver the invocation and lead the Pledge of Allegiance.

Chair Trumps announced that Councilman Williams was out of town on business, therefore, would not be present for the meeting. He also announced if there was anyone present in the audience who would like to submit bids for the bond sale, please meet with Mr. Jerry Osborne of Foley & Judell.

(TAPE 1)(SIDE A)(144)AGENDA ITEM NO. 3: **EXECUTIVE/PRESIDENT'S REPORT**

Mr. Comeaux read a statement that requested the Council's concurrence regarding the change of date and time for October 31. The Administration's concerns were that of football games at area high schools and the safety of the children who will be trick-or-treating. The Council requested that Chief Boudreaux research what games would be played in the area before concurring with the request.

- a. Proclamation of the week of October 20-24, 2003 as SMILE Community Action Agency Week.

Mr. Comeaux read the proclamation and presented it to Mr. Anthony Wiltz, Executive Director of SMILE with a certified copy of the proclamation honoring SMILE Community Action Agency Week.

- b. Official recognition of members of the Louisiana Ice Gators.

CAO Glenn Weber presented the members of the Louisiana Icegators who were present with Honorary Proclamation Certificates and the team members individually introduced themselves. Coach Dave Farrish thanked the Administration and the Council for their encouragement and support. Coach Farrish stated the team participates in many community activities and travels to area schools.

(TAPE 1)(SIDE A)(340)AGENDA ITEM NO. 4: **COUNCIL ANNOUNCEMENTS**

Councilman Castille read a statement he received regarding the usage of mobility scooters. Included in the statement was a number of the Attorney General's opinion number regarding same. The Attorney General opined that it is unlawful for any person to ride these scooters on the streets or highways.

## **RESOLUTIONS**

(TAPE 1)(SIDE A)(370)**AGENDA ITEM NO. 5: R-064-2003** A resolution of the Lafayette City-Parish Council authorizing the disposition of surplus property currently owned by the Lafayette City-Parish Consolidated Government (library books). A motion to approve by Broussard, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE A)(378)**AGENDA ITEM NO. 6: R-065-2003** A resolution authorizing the advertising for sealed bids for the purchase of Twenty Two Million Three Hundred Thousand Dollars (\$22,300,000) of General Obligation Bonds, Series 2003(a) through (g), of the Parish of Lafayette, State of Louisiana, making application to the State Bond Commission for consent and authority to issue, sell and deliver said bonds; and providing for other matters in connection therewith. A motion to approve by Castille, seconded by Badeaux, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

Upon questioning by Broussard, Jerry Osborne of Foley & Judell confirmed these bonds are specific to projects located in the unincorporated areas of the parish. The monies will be used for roads, drainage, public buildings, jail, parish courthouse, recreation and the library. This resolution provides for the sale of the bonds during the first meeting of November. Becky Lalumia explained the delivery of the monies will be held on December 18, 2003.

## **ORDINANCES FOR FINAL ADOPTION**

(TAPE 1)(SIDE A)(467)**AGENDA ITEM NO. 7: O-235-2003** An ordinance of the Lafayette City-Parish Council declaring the building or structure located at municipal address, 236 Longview Drive, Lafayette, Louisiana, owned by Jason Michael Olivier, c/o Gerald J. Block, attorney appointed to be dilapidated and dangerous to the public welfare and ordering the condemnation of same. A motion to approve by Menard, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved*

Upon questioning by Stevenson, Roger Drake, Housing Manager explained the camper located on the subject property is also dilapidated and has been tagged to be removed by the necessary department.

This ordinance was taken out of sequence in order that Mr. Jerry Osborne of Foley & Judell is able to review bids received for Item Nos. 8, 9, 10 and 11.

(TAPE 1)(SIDE A)(525)**AGENDA ITEM NO. 12: O-241-2003** An ordinance of the Lafayette City-Parish Council providing for the abandonment of two utility easements and the granting of new utility easements on property to be acquired by H & A Giles Properties I, LLC, having a municipal address of 2101 Northwest Evangeline Thruway. A motion to approve by Castille, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

This ordinance was taken out of sequence in order that Mr. Jerry Osborne of Foley & Judell is able to review bids received for Item Nos. 8, 9, 10 and 11.

(TAPE 1)(SIDE A)(545)AGENDA ITEM NO. 13: O-242-2003 An ordinance of the Lafayette City-Parish Council providing for the abandonment of a portion of a utility easement on Lot H-5 in Phase I of the Village of River Ranch Office Park, having a municipal address of 1232 Camellia Boulevard. A motion to approve by Stevenson, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams, Broussard

RECUSED: None

*Motion was approved.*

This ordinance was taken out of sequence in order that Mr. Jerry Osborne of Foley & Judell is able to review bids received for Item Nos. 8, 9, 10 and 11.

(TAPE 1)(SIDE A)(559)AGENDA ITEM NO. 14: O-243-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$87,923 from various completed capital work orders and adjusting the Council's CIP Reserve and the use of the Parish General Fund Prior Year Fund Balance accordingly. A motion to approve by Benjamin, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams, Broussard

RECUSED: None

*Motion was approved.*

Upon questioning by Benjamin, Pat Logan stated the status of the Hanes/Ancelet project is currently awaiting the agreement with the gas company for the relocation of its facilities. Once the agreement is fully executed, the work will begin to move its lines. The timeline for its work is approximately until spring. Immediately after their work is completed, LCG will begin the drainage work.

This ordinance was taken out of sequence in order that Mr. Jerry Osborne of Foley & Judell is able to review bids received for Item Nos. 8, 9, 10 and 11.

(TAPE 1)(SIDE A)(627)AGENDA ITEM NO. 15: O-244-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government to adjust amounts for Risk Management uninsured loss and unemployment compensation reimbursements to actual. A motion to approve by Castille, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams, Broussard

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE A)(644)AGENDA ITEM NO. 8: O-237-2003 An ordinance of the Lafayette City-Parish Council accepting the lowest and best bid for the purchase of Seven Million One Hundred Thousand Dollars (\$7,100,000) of Public Improvement Sales Tax Bonds, Series 2003C, of the City of Lafayette, State of Louisiana, and providing for other matters in connection therewith. A motion to approve as amended by Mouton, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved as amended.*

Jerry Osborne of Foley & Judell explained for the first time the city has qualified for five different triple A insurers. These insurers have guaranteed to back up the bonds should the city be unable to pay the bonds.

(TAPE 1)(SIDE B)(001)

Mr. Osborne of Foley & Judell requested that the Council accept the lowest and best bid from Morgan Keegan & Company, Inc., of New Orleans, Louisiana and adopt the ordinance as amended.

Upon questioning by Stevenson, Osborne explained the interest rates compared to that of the refunding bonds are higher because one will pay higher rates the longer one borrows.

(TAPE 1)(SIDE B)(069)AGENDA ITEM NO. 9: O-238-2003 An ordinance of the Lafayette City-Parish Council accepting the lowest and best bid for the purchase of Sixteen Million Dollars (\$16,000,000) of Public Improvement Sales Tax Bonds, Series 2003D, of the City of Lafayette, State of Louisiana, and providing for other matters in connection therewith. A motion to approve as amended by Mouton, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved as amended.*

Jerry Osborne of Foley & Judell requested that the Council accept the lowest and best bid from UBS Financial Services, Inc. of Dallas, Texas and adopt the ordinance as amended.

(TAPE 1)(SIDE B)(093)AGENDA ITEM NO. 10: O-239-2003 An ordinance of the Lafayette City-Parish Council providing for the issuance of Seven Million One Hundred Thousand Dollars (\$7,100,000) of Public Improvement Sales Tax Bonds, Series 2003C, of the City of Lafayette, State of Louisiana; prescribing the form, fixing the details and providing for the rights of the owners thereof; providing for the payment of such bonds; and providing for other matters in connection therewith. A motion to approve as amended by Benjamin, seconded by Badeaux, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved as amended.*

Mr. Osborne of Foley & Judell requested that the Council accept the winning bid from Morgan Keegan & Company, Inc., of New Orleans, Louisiana and adopt the ordinance as amended.

(TAPE 1)(SIDE B)(108)AGENDA ITEM NO. 11: O-240-2003 A Thirteenth Supplemental Ordinance amending and supplementing an ordinance (the "General Bond Ordinance") adopted on April 8, 1986 to provide for the issuance of Sixteen Million Dollars (\$16,000,000) principal amount of Public Improvement Sales Tax Bonds, Series 2003D, of the City of Lafayette, State of Louisiana (the "Issuer"), pursuant to the General Bond Ordinance; prescribing the form, fixing the details and providing for the payment of principal of and interest on such Bonds; accepting the best bid for the purchase of the Bonds; and providing for other matters in connection therewith. A motion to approve as amended by Castille, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved as amended*

Jerry Osborne of Foley & Judell requested that the ordinance be adopted as amended. The amendments include various insertions throughout the ordinance. He added that the delivery of the bonds has been scheduled for November 20 and encouraged the Council to attend.

(TAPE 1)(SIDE B)(130)AGENDA ITEM NO. 16: O-245-2003 An ordinance of the Lafayette City-Parish Council authorizing the execution of a Lease Agreement with the Lauren Group, L.L.C. for the lease of parking spaces. A motion to approve by Mouton, seconded by Broussard, and the vote was as follows:

YEAS: Mouton

NAYS: Badeaux, Castille, Benjamin, Broussard, Trumps, Stevenson, Menard

ABSENT: Williams

RECUSED: None

*Motion was defeated.*

Menard expressed his concerns regarding the leasing of parking spaces at different city owned parking lots. By leasing these spaces, it leaves little space for public parking and that has caused concerns and problems. He continued by stating he would not support this ordinance. Upon questioning by Broussard, Chief Boudreaux explained someone contacted him regarding the opportunity of leasing 41 spaces in the Police Department parking lot. Once he determined what spaces were being utilized, he proposed the lease of 31 spaces and has no objection.

Chief Boudreaux explained the agreement allows for a 90-day termination clause should LCG not be satisfied with events that take place after the agreement is fully executed. Otherwise, the agreement is based on a one-year renewal for 9-year increments. Stevenson expressed his concerns regarding the amount of spaces that will be available for public use. Boudreaux confirmed there would be ample spaces available. Greg Gachassin, a representative of the Lauren Group explained which spaces would be utilized and had no cause of action if someone else were to use the spaces. The Laurwn Group will not mark the spaces because it will be used as overflow if the need arises. Upon questioning by Castille, Mr. Gachassin responded the parking spaces located on the premises of the building are in compliance with code on required parking spaces.

(TAPE 1)(SIDE B)(365)AGENDA ITEM NO. 17: O-246-2003 An ordinance of the Lafayette City-Parish Council consenting to a lease assignment relative to State Agency Lease Number 16277 by and between Lafayette City-Parish Consolidated Government and Newfield Exploration Company. A motion to approve by Menard, seconded by Broussard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Stevenson, Menard

NAYS: None

ABSENT: Williams, Mouton

RECUSED: None

*Motion was approved.*

Upon questioning by Stevenson, City-Parish Attorney Steve Dupuis confirmed the lease assignment is an oil and gas lease and not a seismic activity lease.

(TAPE 1)(SIDE B)(386)AGENDA ITEM NO. 18: O-247-2003 An ordinance of the Lafayette City-Parish Council approving a grant agreement between Lafayette City-Parish Consolidated Government and the State of Louisiana Governor's Office and amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by increasing revenues in the amount of \$46,750.00 received from the State of Louisiana Governor's Office for the Safe and Drug Free Schools and Communities Act Grant and appropriating within the Office of Criminal Justice Support Services/Court Services. A motion to approve by Castille, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Stevenson, Menard

NAYS: None

ABSENT: Williams, Mouton

RECUSED: None

*Motion was approved.*

Marcus Bruno, Criminal Justice Support Services Administrator explained the grant would be used for the substance abuse and education programs which are counseling services provided to those court mandated compliances.

(TAPE 1)(SIDE B)(418)AGENDA ITEM NO. 19: O-248-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government, eliminating one position of Secretary in the Family Court Division of the 15<sup>th</sup> Judicial District Court. A motion to approve by Castille, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Stevenson, Menard

NAYS: None

ABSENT: Williams, Mouton

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE B)(430)AGENDA ITEM NO. 20: O-249-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by increasing revenues, expenses and materials of the Print Shop as well as Council Reserve. A motion to approve by Stevenson, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Stevenson, Menard

NAYS: None

ABSENT: Williams, Mouton

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE B)(443)AGENDA ITEM NO. 21: O-250-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$11,124 from Galbert Road Realignment and Reconstruction Project to Reserve - Street Projects. A motion to approve by Menard, seconded by Badeaux, and the vote was as follows:

YEAS: Badeaux, Castille, Broussard, Mouton, Stevenson, Menard

NAYS: Trumps

ABSENT: Williams, Benjamin

RECUSED: None

*Motion was approved.*

Pat Logan explained the realignment consisted of straightening out the “dog leg” in the road. Originally the project was cancelled and monies were placed in Council reserve until negotiations could be made for the necessary rights-of-way. LCG tried to obtain the necessary rights-of-way but the property owners were asking for a dollar amount that was more than the cost of the project. The subject monies are engineering funds that were unencumbered and not spent because it was for services during construction. He has since unencumbered the monies which created a surplus; therefore, the returning the monies to Reserve.

The following person was recognized:

**Lewis Kellogg** stated he felt there have been other projects in the parish that the cost of rights-of-way has been exceeded. He opined that Galbert Road is an essential road and is concerned because the construction continues to get delayed.

Broussard requested Pat Logan to revisit the area in order to work with the property owners on negotiations of the necessary rights-of-way. He also requested the cost of construction and right-of-way. Once this has been determined, then a decision will be made on how to proceed. Logan added there were some property owners who had requests that were out of the realm of negotiations in which LCG would not provide, therefore made their decision not to grant right-of-way.

(TAPE 1)(SIDE B)(573)AGENDA ITEM NO. 22: O-251-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government identifying road improvements, limited to resurfacing and/or reconstruction, in the Parish Capital Outlay Plan. A motion to approve by Badeaux, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

Upon questioning by Stevenson, Bill Campbell explained these roads were originally listed strictly to be reconstructed. His department conducted an inspection of the subject roads and determined some of the roads can be resurfaced rather than reconstructed, which created a savings; therefore, additional roads could be included in the list. He confirmed Phase I of the road improvements should be completed within the near future.

(TAPE 1)(SIDE B)(641)AGENDA ITEM NO. 23: O-252-2003 An ordinance of the Lafayette City-Parish Council declaring the Downtown Lafayette Street and Sidewalk Construction, Phase IIA-1 Project a public necessity and authorizing the acquisition of the necessary rights-of-way and other property rights requisite to the construction of said project, either on an amicable basis or through the use of the expropriation process if necessary. A motion to approve by Castille, seconded by Mouton, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE B)(658)AGENDA ITEM NO. 24: O-253-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$11,539 from various line items within the Parks and Recreation Department to Council Reserve. A motion to approve by Menard, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE B)(677)AGENDA ITEM NO. 25: O-254-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$11,539 from Council Reserve to Vieux Chenes Safety Netting within the Parks and Recreation Department for additional funding needed. A motion to approve by Menard, seconded by Benjamin, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE B)(696)AGENDA ITEM NO. 26: O-255-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$13,000 from various line items within the Parks and Recreation Department to Council Reserve. A motion to approve by Benjamin, seconded by Badeaux, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE B)(711)AGENDA ITEM NO. 27: O-256-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$13,000 from Council Reserve to Vieux Chenes Clubhouse repairs within the Parks and Recreation Department for additional funding needed. A motion to approve by Menard, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

(TAPE 1)(SIDE B)(725)AGENDA ITEM NO. 28: O-257-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by increasing amounts appropriated for salaries and benefits in the amount of \$1,062.00 within the Department of Utilities. A motion to approve by Menard, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved.*

#### **ANNOUNCEMENT OF VACANCY ON BOARDS/COMMISSIONS**

(TAPE 2)(SIDE A)(003)AGENDA ITEM NO. 29: Due to a term expiration, a vacancy will exist on the Lafayette Airport Commission for a four year term effective October 31, 2003. This slot is designated as an African American appointment.

***Individuals wishing to volunteer for the above vacancy must be registered voters and residents of Lafayette Parish. Resumes are to be forwarded to Norma A. Dugas, Clerk of the Council, P.O. Box 4017-C, Lafayette, LA 70502 no later than noon, Monday,***

*October 20 with Council appointment to be made on October 21, 2003.*

**CONSIDER APPOINTMENTS BY THE COUNCIL, AS A WHOLE, TO FOLLOWING  
BOARDS/COMMISSIONS**

(TAPE 2)(SIDE A)(013)AGENDA ITEM NO. 30: Appointment(s) by Council member(s) and/or City-Parish President and/or Area Mayors, and/or any other direct appointing authority.

<u>Appointing Authority</u>	<u>Appointee Name And Address</u>	<u>Board, Commission And/or Legal Agency</u>	<u>Term</u>	<u>Effective Date</u>
Council District 5	Wayne Arceneaux 2820 S. Fieldspan Rd. Rayne, LA 70578	Lafayette Parish Water Works District South	4 years	10/26/2003
Council District 5	Evangeline Boudreaux 206-B Dublin Lafayette, LA 70506	Lafayette Advisory Commission on Crime Prevention	4 years	8/17/2003
Council District 3	C. B. Talley 512 Convent St. Lafayette, LA 70501	Board of Codes and Flood Plains Adjustment	4 years	12/31/2003
Council District 6	Jack Smith 149 Westchester Dr. Lafayette, LA 70506	Board of Codes and Flood Plains Adjustment	4 years	12/31/2003

Chair Trumps announced that Ordinance No. O-263-2003 is scheduled for final adoption on October 28, 2003 and Ordinance No. O-261-2003 includes amendments, which were included in the packets. Ordinance No. O-275-2003 also includes amendments and is scheduled for final adoption on November 4, 2003.

The Administration requested that Ordinance No. O-275-2003 be introduced as amended. The request was accepted by Menard, seconded by Mouton to introduce the ordinance including all amendments. The amendments were as follows:

**Title Change to read as:**

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AUTHORIZING THE LAFAYETTE CITY-PARISH CONSOLIDATED GOVERNMENT TO SELL ONE (1) 1960 WESTINGHOUSE 45/60 MVA, 13.2/67 KV TRANSFORMER, TO G&S MOTOR EQUIPMENT COMPANY, INC, FOR A TOTAL BID PRICE OF \$11,200.00.

**First Whereas changed to read as:**

**WHEREAS**, the Lafayette City-Parish Consolidated Government is the owner of one (1) 1960 Westinghouse 45/60 MVA, 13.2/67 KV Transformer declared surplus moveable property to the needs of the Department of Utilities.

**Section 1 amended to read as:**

**SECTION 1:** The Lafayette City-Parish President, Walter S. Comeaux, Jr., be and he is hereby authorized, empowered and directed to sell one (1) 1960 Westinghouse 45/60 MVA, 13.2/67 KV transformer Serial No. 7000280 for a total bid price of \$11,200.00, to G&S Motor Equipment Company, Inc., New Jersey.

**New Section 2 added to read as:**

**SECTION 2:** It is specifically recognized that all requirements of State law pertaining to the sale of surplus moveable property including notice of this proposed ordinance to the public shall be adhered to.

**Section 3 amended to read as:**

**SECTION 3:** Any opposition to this ordinance shall be made in writing and filed with the Office of the Clerk of the Lafayette City-Parish Council within fifteen (15) days of first publication.

(TAPE 2)(SIDE A)(029)AGENDA ITEM NOS. 31-51: A motion was offered by Menard, seconded by Mouton, to approve for introduction the following ordinances, in-globo, and the vote was as follows:



YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Williams

RECUSED: None

*Motion was approved*

### **INTRODUCTORY ORDINANCES – ZONING**

31. O-263-2003 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance, so as to reclassify the property of H & S Land Company, L.L.C., Case No. Z2003-016 Lafayette Physical Rehabilitation Hospital Property Rezoning, located generally east of Kaliste Saloom Road and south of Polly Lane, from R-2 (Multi-Family Residential) to B-2-I (Intermediate Business).

### **INTRODUCTORY ORDINANCES**

32. O-261-2003 A Fourteenth Supplemental Ordinance amending and supplementing an ordinance (the "General Bond Ordinance") adopted on April 8, 1986 to provide for the issuance of \_\_\_\_\_ Dollars (\$\_\_\_\_\_) principal amount of Public Improvement Sales Tax Refunding Bonds, Series 2004, of the City of Lafayette, State of Louisiana (the "Issuer"), pursuant to the General Bond Ordinance; prescribing the form and fixing the maturities thereof and providing for the payment of said Bonds and the application of the proceeds thereof to the refunding of certain bonds of the City; approving the Official Statement in connection therewith; accepting the offer to purchase of Morgan Keegan & Company, Inc., of New Orleans, Louisiana; and providing for other matters in connection therewith.
33. O-262-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to execute an Intergovernmental Agreement whereby the Lafayette City-Parish Consolidated Government, through the Department of Planning, Zoning and Codes, shall provide certain services to the Town of Youngsville, and in connection therewith establishing fees to be charged to the Town of Youngsville for the provision of those services.
34. O-264-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring funding from the City General Fund in the amount of \$10,200.00 and the Parish General Fund in the amount of \$4,800.00 to cover a predicted shortfall in the Court Services Program of the Criminal Justice Support Services Division.
35. O-265-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government, to establish revenue and expenditure line items in Fund 268 (Criminal Court Fund) for the distribution of contempt of court fines in the 15<sup>th</sup> Judicial District Court.
36. O-266-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to enter into a Joint Cooperative Endeavor Agreement with the Acadiana Arts Council ("AAC") and Lafayette Centr  Development District ("LCDD") with reference to the Acadiana Center for the Arts and to aid in the redevelopment of properties in downtown Lafayette.
37. O-267-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government and increasing revenues in the amount of \$32,500.00 authorizing and approving a grant agreement between the Lafayette City-Parish Consolidated Government and the Louisiana Highway Safety Commission and appropriating within the Lafayette Police Department.
38. O-268-2003 An ordinance of the Lafayette City-Parish Council authorizing the Administration to consider certain manning table authorizations within the Police Department as interchangeable positions and without the need for further Council action.
39. O-269-2003 An ordinance of the Lafayette City-Parish Council authorizing the execution of a Joint Cooperative Endeavor Agreement with River Ranch, L.L.C. and the Village of River Ranch Owners Association relative to the construction of a certain brick wall within the Lafayette City-Parish Consolidated Government right of way for

Camellia Boulevard, subject to certain conditions and obligations of maintenance assumed by River Ranch L.L.C. and/or the Village of River Ranch Owners Association.

40. O-270-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$100,760 from Devalcourt Drive Extension Project to Reserve - Streets and to consolidate Reserve accounts.
41. O-271-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$588,378 from Bridge Improvements - Beau Bassin @ Vermilion River Project to Reserve - Streets.
42. O-272-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$126,600 from Reserve - Streets to Bridge Improvements - Bayou Tortue Project within the Department of Public Works for additional funding needed.
43. O-273-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 operating budget of the Lafayette City-Parish Consolidated Government by transferring \$10,000 from Council Reserve and acknowledging new revenue from a \$10,000 contribution from the University of Louisiana at Lafayette for their share of the costs for the St. Mary Boulevard traffic signal display-mid-block pedestrian crosswalk installation within the Department of Traffic & Transportation.
44. O-274-2003 An ordinance of the Lafayette City-Parish Council authorizing and directing the Lafayette City-Parish President to execute an agreement with Lafayette Little League, Inc. for utilization and improvement of Broadmoor Park.
45. O-275-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish Consolidated Government to sell one (1) 1960 Westinghouse 45/60 MVA, 13.2/67 KV transformer, to G & S Motor Equipment Company, Inc, for a total bid price of \$11,200.00.
46. O-276-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to enter into an agreement with the Michot Family L.L.C. for the transfer of ownership and operation of the wastewater collection facilities in accordance with the terms and conditions of the agreement attached hereto and made a part hereof by reference.
47. O-277-2003 an ordinance of the Lafayette City-Parish Council amending the FY 02/03 operating budget of the Lafayette City-Parish Consolidated Government by decreasing electric sales revenues and decreasing amounts appropriated for purchased power in the amount of \$1,797,216.
48. O-278-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to execute an act of cash sale whereby the Lafayette City-Parish Consolidated Government will purchase certain real estate located at 920 West Simcoe, Lafayette, Louisiana from Sylvia Vincent Touchet, David Joseph Hyatt, Debra Hyatt Plunkett and Dwain Paul Hyatt, for utilization by the Department of Community Development, Housing Division.
49. O-279-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to execute an act of credit sale and act of subordination whereby the Lafayette City-Parish Consolidated Government will sell certain real estate located at 1019 West Simcoe Street, Lafayette, Louisiana to Lashun M. Jones and to authorize Tim Breaux, Director of the Department of Community Development, Housing Division, to sign a purchase agreement, a loan agreement, and any other associated documents with reference to this sale transaction.
50. O-280-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 operating budget of the Lafayette City-Parish Consolidated Government by increasing revenues and appropriations for Heymann Performing Arts Center.
51. O-281-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government to delete two part-time registered nurse positions and adding one full-time registered nurse position.

52.       Comments from the public concerning the above Introductory Ordinances.

The following person was recognized:

**Lewis Kellogg** is concerned with Ordinance No. O-269-2003 and questioned if LCG will be responsible for the construction of the brick wall that is to be placed in River Ranch Subdivision. Bill Campbell responded that River Ranch Subdivision is paying for the wall and will also be responsible for the construction of same and confirmed there would be no cost to LCG.

**ADJOURN**

There being no further business to come before the Council, Chair Trumps declared the regular Council meeting adjourned.

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Norma A. Dugas  
Clerk of the Council